

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

EOLAS TECHNOLOGIES  
INCORPORATED,

PLAINTIFF,

v.

ADOBE SYSTEMS INC., et al.,

DEFENDANTS.

§ Civil Action No. 6:09-CV-446-LED  
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§ JURY TRIAL DEMANDED  
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**GOOGLE, INC. AND YOUTUBE, LLC'S NOTICE OF JOINDER OF DEFENDANTS'  
DAUBERT MOTION REGARDING PORTIONS OF THE EXPERT TESTIMONY OF  
DAVID MARTIN (D.I. 1151)**

Defendants Google Inc. and YouTube LLC (collectively, "Google") hereby join Defendants' December 12, 2011 *Daubert* Motion Regarding Portions Of The Expert Testimony Of David Martin (D.I. 1151). For the same reasons expressed in Defendants' Motion, Google believes that Defendants' Motion should be granted, and that Dr. Martin's testimony regarding the "location" issues identified in Defendants' Motion should be excluded as irrelevant and unreliable under Fed. R. Evid. 702, and that the parts of Dr. Martin's expert reports that deal with these issues should also be stricken from the record.

Respectfully submitted,

Dated: January 3, 2012

By: /s/ Brandon H. Story, with permission  
by Michael E. Jones

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**ATTORNEYS FOR DEFENDANTS  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 3<sup>rd</sup> day of January, 2012. All other counsel of record will be served via facsimile or first class mail.

/s/ Michael E. Jones